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10/678,660	10/03/2003	Nassir Abdulrahman Aljuraid	2004-1004	9751

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EXAMINER	
MARSH, OLIVIA MARIE	
ART UNIT	**PAPER NUMBER**
2686	

DATE MAILED: 12/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	**Application No.** 10/678,660	**Applicant(s)** ALJURAID, NASSIR ABDULRAHMAN
	Examiner Olivia Marsh	**Art Unit** 2686

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on *03 October 2005*.

2a)☒ This action is **FINAL**. 2b)☐ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) *1-14* is/are pending in the application.

4a) Of the above claim(s) *1-5,7 and 8* is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) *6 and 9-14* is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☐ The drawing(s) filed on _____ is/are: a)☐ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a)☐ All b)☐ Some * c)☐ None of:

1.☐ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☐ Notice of References Cited (PTO-892)
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____.
4) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ .
5) ☐ Notice of Informal Patent Application (PTO-152)
6) ☐ Other: _____.

DETAILED ACTION

1. This action is in response to applicant's amendment filed on 10/3/2005. Claims 6 and 9-11 are now pending in the present application.

Claim Rejections - 35 USC § 112

2. The following is a quotation of the first paragraph of 35 U.S.C. 112:

> The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

3. **Claims 12-14 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement.** The claim(s) contains subject matter, which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention. The Examiner observes at no point in the specification the user's location is based on the latitude and longitude of the mobile device (claim 12). The Examiner also observes at no point in the specification the prayer times discussed by the Applicant are described as Muslim prayer times (claim 13). The Examiner also observes at no point in the specification is an auto answering feature displaying a missed call list after the duration of muting the mobile device (claim 14).

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

> (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

5. **Claims 6 and 9-11 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hasbe *et al.* (U.S. 2003/0103002 A1) in view of Andrew *et al.* (U.S. 2004/0203656 A1).**

As to **claim 1,** Hasbe discloses a portable telephone (Figures 1 and 2), reading on claimed "electronic mobile device," comprising a RAM (3), reading on claimed "memory," that contains a religious service time table, reading on claimed "calendar program," that contains numerous tables with regard to specific positions and dates and based on the position and date the five religious services times at the location (page 5, paragraphs 77-78), reading on claimed "mobile electronic device with memory comprising a calendar program used for keeping track of dates and times." Hasbe also discloses a communicator (2) having an antenna (2a) that performs modulation of transmitting signals and demodulation of received signals (page 2, paragraph 25), reading on claimed "hardware," and a ROM (4) that stores various telephone control programs, reading on claimed "software," regarding transmission of signals and reception of incoming calls (page 2, paragraph 25) and that the portable telephone can be connected with networks as to download contents of religious service time tables regarding various countries from a specific server (page 6, paragraph 80), reading on claimed "mobile electronic device comprising hardware and software enabling connection to the Internet, other web-based system, PC, or other media storage device." Hasbe also discloses the user accesses the server via networks to download the content of the corresponding religious service time table (page 6, paragraph 80), reading on claimed "mobile electronic device user accessing a remote system to download and install an application on the mobile electronic device." Hasbe also discloses the portable telephone is automatically set to the religious service precedence mode when it comes to a religious service time and the CPU (1) inactivates the communicator (2) so as not to perform transmission and reception of control signals regarding incoming calls and outgoing calls, and transmission and reception of speech signals (page 4, paragraph 58), reading on claimed "user selecting the program and application to switch the mobile electronic device to a silent mode at the start of a specified time." Hasbe also discloses the user operates the portable telephone to issue an end instruction using K2 and in response the portable telephone is set to the telephone precedence mode, reading on claimed "and to a normal mode at the end of a specified period of time using said mobile electronic device's calendar program."

Hasbe also discloses that the next religious service times are automatically calculated as necessary in response to the present position and date information and that the user accesses a server via networks to download the content of the corresponding religious service timetable (page 5-6, paragraph 80), reading on claimed "after download of the program the mobile electronic device automatically enters specific timings into the calendar program based on the location of the user or phone."

Hasbe also discloses the accurate setup of religious service times is characterized in that they are automatically calculated based on the present position information, azimuth information, date information, and calendar data (page 6, paragraph 91), reading on claimed "after download of the program the mobile electronic device automatically enters specific timings into the calendar program based on the user's religion prayer times."

Hasbe also discloses the user operates the mode switchover key K2 of the portable telephone to select either the telephone precedence mode or the religious service precedence mode (paragraph 38). Hasbe also discloses the portable telephone of the second embodiment is automatically set to the religious service precedence mode when it comes to a religious service time, wherein it is changed over to the telephone precedence mode when the user inputs an end instruction (paragraph 58), reading on claimed "the program controls the ring function of a mobile or cellular phone."

However, Hasbe fails to disclose a selection of multiple user profiles are stored on the mobile device. The Examiner contends this feature was old and well known in the art at the time of invention as taught by Andrew.

In an analogous art, Andrew teaches a mobile device that allows the mobile device to enter a selected profile, reading on claimed "user profile," for a specified period and return to the previous profile when the period expires (page 1, paragraph 5). He further teaches selecting one of the profiles results in a number of user interface changes for the mobile device for a selectable period and any number of profiles may be used with any number of associated user interface changes (page 2, paragraph 23), reading on claimed "a selection of multiple user profiles are stored on the mobile device."

Therefore, it would have been obvious to one of ordinary skill in the art at the time of invention to require the method and steps, disclosed by Hasbe, to comprise the steps of a selection of multiple user profiles are stored on the mobile device, as taught by Andrew, to provide the mobile device to behave in various manners (i.e. silent mode or loud mode) during a specified period of time based on the user profile selected for that period of time.

As to **claim 9**, Hasbe discloses a portable telephone (Figures 1 and 2), reading on claimed "electronic mobile device," comprising a RAM (3), reading on claimed "memory," that contains a religious service time table, reading on claimed "calendar program," that contains numerous tables with regard to specific positions and dates and based on the position and date the five religious services times at the location (page 5, paragraphs 77-78), reading on claimed "mobile electronic device with memory comprising a calendar program used for keeping track of dates and times." Hasbe also discloses a communicator (2) having an antenna (2a) that performs modulation of transmitting signals and demodulation of received signals (page 2, paragraph 25), reading on claimed "hardware," and a ROM (4) that stores various telephone control programs, reading on claimed "software," regarding transmission of signals and reception of incoming calls (page 2, paragraph 25) and that the portable telephone can be connected with networks as to download contents of religious service time tables regarding various countries from a specific server (page 6, paragraph 80), reading on claimed "mobile electronic device comprising hardware and software enabling connection to the Internet, other web-based system, PC, or other media storage device." Hasbe also discloses the user accesses the server via networks to download the content of the corresponding religious service time table (page 6, paragraph 80), reading on claimed "mobile electronic device user accessing a remote system to download and install an application on the mobile electronic device." Hasbe also discloses the portable telephone is automatically set to the religious service precedence mode when it comes to a religious service time and the CPU (1) inactivates the communicator (2) so as not to perform transmission and reception of control signals regarding incoming calls and outgoing calls, and transmission and reception of speech signals (page 4, paragraph 58), reading on claimed "user selecting the program and application to switch the mobile electronic device to a silent mode at the start of a specified time." Hasbe also discloses the user operates the portable telephone to issue an end instruction using K2 and in response the portable telephone is set to the telephone precedence mode, reading on claimed "and to a normal mode at the end of a specified period of time using said mobile electronic device's calendar program." Hasbe further discloses, as previously stated, contains a religious service time table that contains numerous tables with regard to specific positions and dates and based on the position and date the five religious services times at the location (page 5, paragraphs 77-78), reading on claimed "said program including a prayer schedule component based on the user's religion," and that the data of the timetable can be collected by units of days, months, or years based on the user's present position and data information (page 5-6, paragraph 80), reading on claimed "said prayer component containing a yearly prayer schedule of dates and times of prayers for a specific geographical location."

However, Hasbe fails to disclose a selection of multiple user profiles are stored on the mobile device. The Examiner contends this feature was old and well known in the art at the time of invention as taught by Andrew.

Andrew teaches a mobile device that allows the mobile device to enter a selected profile, reading on claimed "user profile," for a specified period and return to the previous profile when the period expires (page 1, paragraph 5). He further teaches selecting one of the profiles results in a number of user interface changes for the mobile device for a selectable period and any number of profiles may be used with any number of associated user interface changes (page 2, paragraph 23), reading on claimed "a selection of multiple user profiles are stored on the mobile device."

Therefore, it would have been obvious to one of ordinary skill in the art at the time of invention to require the method and steps, disclosed by Hasbe, to comprise the step of a selection of multiple user profiles are stored on the mobile device, to provide the mobile device to behave in various manners (i.e. silent mode or loud mode) during a specified period of time based on the user profile selected for that period of time.

As to **claim 10**, Hasbe teaches a portable telephone (Figures 1 and 2), reading on claimed "mobile phone," comprising a RAM (3) that contains a religious service time table, reading on claimed "prayer schedule," that contains numerous tables with regard to specific positions and dates and based on the position and date the five religious services times at the location (page 5, paragraphs 77-78). Hasbe also teaches a communicator (2) having an antenna (2a) that performs modulation of transmitting signals and demodulation of received signals (page 2, paragraph 25) and that the portable telephone can be connected with networks as to download contents of religious service time tables regarding various countries from a specific server (page 6, paragraph 80), reading on claimed "a user and mobile phone with the capability to connect to the Internet, other web-based system, PC, or other media storage device with the ability to download and install an application on request from a server." Hasbe also teaches the user accesses the server via networks to download the content of the corresponding religious service time table based on the present position and date of the portable telephone (page 6, paragraph 80), reading on "user then selecting his location for download a prayer schedule based on his location." Hasbe also teaches the next religious service times are automatically calculated as necessary in response to the present position and date information (page 5, paragraph 80), reading on claimed "application setting the prayer timings automatically for the selected location." Hasbe also teaches the portable telephone of the present embodiment allows the user to correct time data of the religious service timetable by allowing the user to input sunrise time data into the portable telephone which in turn calculates a difference between the input sunrise time data and the sunrise time date described in the religious service time table so that the CPU (1) automatically corrects the content of the religious service timetable (page 5, paragraph 79), reading on claimed "application also providing for a provision for the user to set the timings for events manually." In Figure 6, Hasbe teaches the CPU (1) searches for the next religious service time (S9) and in (S10) a decision is made by determining whether or not the system clock counts the prescribed time present to the religious service timetable and if the answer is "NO" the flow returns to step (S9) again (page 4, paragraph 61-62), reading on claimed "the application continuously checking for events that are generated based on the prayer timings," and allows the user to correct time data of the religious service timetable by inputting sunrise time data so that the CPU (1) can automatically correct the content of the religious service timetable (page 5, paragraph 79), reading on claimed "as well as based on manual user input." Hasbe also teaches the portable telephone is automatically set to the religious service precedence mode when it comes to a religious service time and the CPU (1) inactivates the communicator (2) so as not to perform transmission and reception of control signals regarding incoming calls and outgoing calls, and transmission and reception of speech signals (page 4, paragraph 58), reading on claimed "the application, based on the event, will set the mobile phone's ring mode to off." Hasbe also discloses the user operates the portable telephone to issue an end instruction using K2 and in response the portable telephone is set to the telephone precedence mode, reading on claimed "on."

However, Hasbe fails to disclose ring mode to on after a particular time has elapsed based on the settings. However, the Examiner contends that such a features is well known in the art, as taught by Andrew.

Andrew also teaches a mobile device that allows the mobile device to enter a selected profile for a specified period and return to the previous profile when the period expires (page 1, paragraph 5). Andrew also teaches by example that selecting a "Meeting" profile turns off the volume of the device while activating a vibration mechanism to notify the user of an incoming call, message, or other notification silently (page 2, paragraph 23). Andrew further teaches the timed profile may be associated with each calendar event or scheduled event and that the user can associate a timed profile with a future event on the calendar (page 3, paragraph 28), reading on claimed "disclose ring mode to on after a particular time has elapsed based on the settings."

Therefore, it would have been obvious to one of ordinary skill in the art at the time of invention provide a method for controlling the ring function of a mobile phone comprising the steps of a user and mobile phone with the capability to connect to the Internet other web-based system, PC, or other media storage device with the ability to download and install an application on request from a server; said user then selecting his location for downloading a prayer schedule based on his location; said application setting the prayer timings automatically for the selected location; said application also providing for a provision for the user to set the timings for events manually; the application continuously checking for events that are generated based on the prayer timings as well as based on manual user input, as taught by Hasbe, the application, based on the event, will set the mobile phone's ring mode to of and reset to on after a particular time has elapsed based on the settings, as taught by Andrew, to provide a religious user the with ability to hold religious services accurately at religious service times and to ensure the user does not miss notification of calls, messages, reminders, or other notices after conducting a religious service.

As to **claim 11**, Hasbe and Andrew teach everything as applied in claim 10; however, Hasbe fails to disclose a selection of multiple user profiles are stored on the mobile device. The Examiner contends that such a features is well known in the art, as taught by Andrew.

Andrew also teaches a mobile device that allows the mobile device to enter a selected profile, reading on claimed "user profile," for a specified period and return to the previous profile when the period expires (page 1, paragraph 5). Andrew also further teaches selecting one of the profiles results in a number of user interface changes for the mobile device for a selectable period and any number of profiles may be used with any number of associated user interface changes (page 2, paragraph 23), reading on claimed "a selection of multiple user profiles are stored on the mobile device."

Therefore, it would have been obvious to one of ordinary skill in the art at the time of invention to require the method, disclosed by Hasbe and Andrew, to allow the selection of multiple user profiles stored on the mobile device, also taught by Andrew, to provide the mobile device to behave in various manners (i.e. silent mode or loud mode) during a specified period of time based on the user profile selected for that period of time.

Response to Arguments

6. Applicant's arguments filed 10/3/2005 have been fully considered but they are not persuasive.

7. Applicant's arguments presented on page 6 are founded upon features presented in claims 12-14, which are not supported within the presented specification, such as: "it does not teach the use with Muslim prayer time and utilizes a complete manual process to select and fix the schedule for muting," "the calendar schedule for selecting the days and months for fixing the muting process for desired events found in the '656 publication is not applicable to a series of repeating and changing events ms they evolve, such as Muslim prayer timings," and "muting of incoming calls, further incorporating an auto answer which produces a missed call list after the duration of muting the mobile device at each Muslim prayer timing event."

8. Concerning arguments regarding "the '002 and '656 publications does not have any kind of muting method that can be adapted for prayer timings (page 6)," Examiner would like to direct Applicant to paragraph 58 of Hasbe, stating "the CPU 1 inactivates the communicator 2 so as not to perform transmission and reception of control signals regarding incoming calls and outgoing calls, and transmission and reception (or reception only) of speech signals, which are subjected to compressive coding, as well as transmission and reception of character information such as e-mails until the prescribed time required to hold a religious service completely elapses from the religious service time." It is inherent that the mobile phone is 'muted' if the device is unable to communicate.

Conclusion

9. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Olivia Marsh whose telephone number is 571-272-7912. The examiner can normally be reached on 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marsha Banks-Harold can be reached on 571-272-7905. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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